

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY

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BRIAN WILLIAM SCHUMAKER,	:	
	:	
Petitioner,	:	Civ. No. 20-1847 (NLH)
	:	
v.	:	OPINION
	:	
	:	
DAVID E. ORTIZ,	:	
	:	
Respondent.	:	

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APPEARANCE:

Brian William Schumaker  
59309-019  
FCI Fort Dix  
Inmate Mail/Parcels  
EAST: P.O. BOX 2000  
Fort Dix, NJ 08640  
Petitioner Pro se

HILLMAN, District Judge

Petitioner Brian William Schumaker seeks to bring a petition for writ of habeas corpus pursuant to 28 U.S.C. § 2241. See ECF No. 1 (petition).

Under the local rules, "[u]nless prepared by counsel, petitions to this Court for a writ of habeas corpus . . . shall be in writing (legibly handwritten in ink or typewritten), signed by the petitioner or movant, on forms supplied by the Clerk." L. Civ. R. 81.2(a). Petitioner did not submit his habeas petition on the Clerk's form.

For the reason set forth above, the Clerk of Court will be ordered to administratively terminate this Petition without prejudice.<sup>1</sup> The Clerk will be instructed to reopen this matter once Petitioner submits the appropriate Clerk's form. An appropriate Order will be entered.

Dated: March 9, 2020  
At Camden, New Jersey

s/ Noel L. Hillman  
NOEL L. HILLMAN, U.S.D.J.

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<sup>1</sup> Such an administrative termination is not a "dismissal" for purposes of the statute of limitations, and if the case is reopened pursuant to the terms of the accompanying Order, it is not subject to the statute of limitations time bar if it was originally submitted timely. See Houston v. Lack, 487 U.S. 266 (1988) (prisoner mailbox rule); Papotto v. Hartford Life & Acc. Ins. Co., 731 F.3d 265, 275-76 (3d Cir. 2013) (collecting cases and explaining that a District Court retains jurisdiction over, and can re-open, administratively closed cases).